

District of Columbia  
Board of Zoning Adjustment  
One Judiciary Square  
414<sup>th</sup> Street, NW  
Washington, D.C.

IN RE: Appeal by Carol Howell  
BZA CASE NO. 20782

REINSTATEMENT/RENEWAL OF REQUEST FOR CONTINUANCE  
OF HEARING SET FOR SEPTEMBER 21, 2022

1. Ms. Howell, through her undersigned Counsel, previously advised this Board that she does not oppose the District of Columbia Department of Consumer and Regulatory Affairs' ("DCRA's") Motion to Dismiss Carol Howell's (Ms. Howell's) Appeal as Moot.

2. When she advised the Board that she does not oppose DCRA's Motion, she also withdrew her request for a continuance of the hearing set for September 21, 2022.

3. The unopposed Request for a Continuance was withdrawn on the belief that if this matter was going to be dismissed as Moot, the continuance she requested was not needed. The Cargill's, owners of 316 2<sup>nd</sup> Street, SE, the subject and the adjoining property did not object to Ms. Howell's request for a continuance.

4. However, in the event this Board **DOES NOT** grant DCRA's unopposed Motion to Dismiss the Appeal as Moot, Ms. Howell reinstates and renews her previously filed Request for Continuance of the hearing so this Board can have all the evidence before it in making its decision.

5. The evidence of particular importance are the architectural plans and other documents/correspondence and the like provided Mr. Le Grant, who's granting of a minor deviation allowed the Cargill's to proceed before this Board in BZA Application No. 20543 with their plans for a rear addition.

6. As stated in her prior filed Request for a Continuance, Ms. Howell and her Counsel have requested these necessary documents from the Cargill's, their Counsel, and most recently in her FOIA

request number 2022-FOIA-08937, but they have not been received. The documents are needed by Mr. Howell's expert, and they are important documents for this Board to consider in the event they proceed with a hearing on this Appeal.

Respectfully submitted,

/s/David F. Hall -441229

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#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 15<sup>th</sup> Day of September, 2022, I caused to be served a copy of the foregoing document *via* email transmission to the following:

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